II. CLAIM AMENDMENTS

1. (Currently Amended) An apparatus comprising:

~~A~~a portable radio telephone ~~having~~;

an antenna ~~which~~with a pivot point positioned within the radio telephone, wherein the antenna is arranged to pivot about the pivot point only in a single plane and through an acute angle ~~can be pivoted about an axis~~ between a first position in which it projects from a surface of the telephone, and a second position in which it projects from a surface of the telephone, ~~whereby the antenna may only pivot in a single plane and through an acute angle,~~ the antenna being biased and ~~adapted~~configured to be locked as the antenna pivots.

2. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim 1, ~~wherein~~ further comprising a switch actuated by pivoting the antenna ~~is pivotable to a first stable position~~for controlling operation of the radio telephone.

3. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim ~~2~~1, wherein the antenna is biased towards the first ~~stable~~ position.

4. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim ~~2~~1, wherein the antenna is releasably locked in the first ~~stable~~ position.

5. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim ~~2~~1, further comprising a switch for controlling operation of the radio telephone ~~wherein the~~ and an actuator on the antenna ~~is pivotable to a second stable position~~for actuating the switch.

6. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim ~~5~~1, wherein the antenna is biased towards the second ~~stable~~ position.

7. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim ~~5~~1, wherein the antenna is releasably locked in the second ~~stable~~ position.

8. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim ~~2~~1, wherein in the first ~~stable~~ position the antenna projects substantially parallel with a major axis of the main body portion.

9. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim ~~2~~1, wherein in the first ~~stable~~ position the antenna projects substantially perpendicular to the top surface of the main body portion.

10. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim ~~2~~, wherein the profile of the radio telephone is minimised when the antenna is in the first ~~stable~~ position.

11. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim ~~5~~1 wherein in the second ~~stable~~ position the antenna is canted relative to a major axis of the main body portion.

12. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim 1, wherein the single plane of rotation intersects the top surface of the main body portion.

13. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim 1, wherein the single plane of rotation is substantially perpendicular to a front surface of the radio telephone.

14. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim 1, wherein the antenna is a non-retracting helical antenna.

15. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim 1, wherein the main body portion includes an earpiece positioned near the antenna.

16. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim 1, wherein the main body portion includes a microphone positioned distant from the antenna.

17. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim 1, wherein the antenna extends beyond the main body portion.

18. (Currently Amended) An apparatus comprising:

~~A~~a portable radio telephone ~~adapted for single handed operation having~~; and

a non-retracting antenna configured for single handed operation, the antenna having a pivot point positioned within the radio telephone, wherein the antenna pivots about the pivot point only in a single plane and through an acute angle ~~arranged to be pivoted about an axis~~ between a first position in which it projects from a surface of the telephone and a second position in which it projects from a surface of the telephone, ~~the antenna being arranged to pivot in a single plane and through an acute angle,~~ the antenna being biased and adapted to be locked as the antenna pivots.

19. (Currently Amended) ~~A portable radio telephone as claimed in~~ The apparatus of claim 18 wherein the antenna in the first position is stable and wherein the antenna is biased towards the first stable position.

20. (Currently Amended) ~~A portable radio telephone as in~~ The apparatus of claim 19 wherein the antenna in the second position is stable and wherein the antenna is biased towards the second stable position and wherein the antenna is releasably locked in the first stable position or the second stable position.

21. (Currently Amended) A portable radio telephone ~~having~~comprising an antenna ~~which can be pivoted about an axis arranged internally of~~ with a pivot point internal to the telephone, wherein the antenna is arranged to pivot about the pivot point only in a single plane and through an acute angle between a first position in which it projects

from a surface of the telephone, and a second position in which it projects from a surface of the telephone, ~~whereby the antenna may only pivot in a single plane and through an acute angle,~~ the antenna being biased and ~~adapted~~configured to be locked as the antenna pivots.

22. (Previously Presented) The portable radio telephone of claim 21 further including stop members internally of the telephone for limiting the movement of the antenna through the acute angle.

23. (Currently Amended) The portable radio telephone of claim ~~1 wherein the antenna is neutrally biased in a partially canted position, and on either side of this position is biased towards upright and fully canted positions, whereby the antenna is stable in the upright and the fully canted positions~~21, further comprising a switch for controlling operation of the radio telephone and an actuator on the antenna for actuating the switch.

24. (Previously Presented) The portable radio telephone of claim 1 wherein the antenna is releasably locked in the upright position, and once released is biased towards a fully canted position whereby the antenna is stable in the upright and the fully canted positions.

25. (Previously Presented) The portable radio telephone of claim 1 wherein the antenna is releasably locked in a fully canted position, and once released is biased towards the upright position whereby the antenna is stable in the upright and the fully canted positions.

26. (Previously Presented) The portable radio telephone of claim 1 wherein the antenna is always biased towards a fully canted position whereby the antenna is stable in the fully canted position.

27. (Cancelled)